

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2007-440-E - ORDER NO. 2008-100
FEBRUARY 20, 2008

IN RE: Application of Duke Energy Carolinas, LLC) ORDER GRANTING
for Approval of Decision to Incur Nuclear) ADMISSIONS PRO HAC
Generation Pre-Construction Costs for the) VICE
Lee Nuclear Station in Cherokee County)

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motions of Bonnie D. Shealy, Esquire, on behalf of Duke Energy Carolinas, LLC (Duke Energy), for Admission of Lawrence Bowen Somers, Esquire, and Kodwo Ghartey-Tagoe, Esquire, to practice before the Commission *pro hac vice*. Ms. Shealy petitions for Lawrence Bowen Somers and Kodwo Ghartey-Tagoe to appear before the Commission as counsel for Duke Energy in the present docket regarding the application of Duke Energy for approval of Duke Energy's decision to incur nuclear generation pre-construction costs for the Lee Nuclear Station in Cherokee County, South Carolina.

Mr. Somers and Mr. Ghartey-Tagoe are attorneys for Duke Energy Corporation, located at 526 South Church Street, Charlotte, North Carolina, and are members in good standing of the bar of the State of North Carolina, according to Mr. Somers' and Mr. Ghartey-Tagoe's applications for admission *pro hac vice*. Additionally, Mr. Somers and Mr. Ghartey-Tagoe have included affirmation that they will comply with the applicable statutes, laws, and rules of the State of South Carolina, that they are familiar with and

will comply with the South Carolina Rules of Professional Conduct, and that they will submit to the jurisdiction of the South Carolina courts and the Commission on Lawyer Conduct.

Local counsel of record associated with Mr. Somers and Mr. Gharthey-Tagoe are Frank R. Ellerbe, III and Bonnie D. Shealy of the law firm of Robinson, McFadden & Moore, P.C., 1901 Main Street, Columbia, South Carolina.

It appears to this Commission that the proper *pro hac vice* applications of Lawrence Bowen Somers and Kodwo Gharthey-Tagoe have been filed with the South Carolina Supreme Court and that the necessary affirmations have been made. The Deputy Clerk for Bar Admissions has certified receipt of the filings and that the filing fees have been paid. We believe that Mr. Somers and Mr. Gharthey-Tagoe meet the qualifications for admission to practice before the Commission in Docket No. 2007-440-E *pro hac vice* and that they should be so admitted.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Lawrence Bowen Somers, Esquire, and Kodwo Gharthey-Tagoe are members in good standing of the bar of the State of North Carolina and through Motions of local counsel, Bonnie D. Shealy, have moved for *pro hac vice* admission to practice before the Commission in Docket No. 2007-440-E.

2. Proper applications have been filed, the filing fees have been paid, and the necessary affirmations have been made, as required by SCACR 404.

3. Mr. Somers and Mr. Gharthey-Tagoe have associated South Carolina counsel.

4. The Motions for *pro hac vice* admissions in this proceeding should be granted.

ORDER

The Motions of Bonnie D. Shealy, Esquire, for *pro hac vice* admissions of Lawrence Bowen Somers, Esquire, and Kodwo Ghartey-Tagoe, Esquire, to practice before the Public Service Commission of South Carolina in Docket No. 2007-440-E are granted.

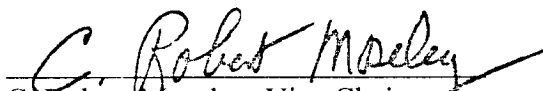
This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:


C. Robert Moseley, Vice Chairman

(SEAL)